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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/899,569	07/06/2001	Norbert Schweifer	0652.2280001

CONFIRMATION NO. 1574

26111  
STERNE, KESSLER, GOLDSTEIN & FOX PLLC  
1100 NEW YORK AVENUE, N.W., SUITE 600  
WASHINGTON, DC 20005-3934

FORMALITIES LETTER



\*OC000000006981103\*

#5

Date Mailed: 10/26/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

03/04/2002 BABRANK1 01000070 19597327

FILED UNDER 37 CFR 1.53(b)

01 FD-101  
02 FD-102  
03 FD-103  
04 FD-104

740.00 \$  
150.00 \$  
150.00 \$  
150.00 \$

**Filing Date Granted**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- The balance due by applicant is \$ 970.**
- Because your specification was filed in a language other than English, the Office was unable to determine the number of claims submitted. Additional claim fees may be due once the number of claims can be determined.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing figures contain text that is not in English (including, for example, a flow chart that was originally not in English that has been marked up to include the English text)

see 37 CFR 1.84(p)(2) and 37 CFR 1.52(d)(1);

- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

**For questions regarding compliance to these requirements, please contact:**

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

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*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 3 - OFFICE COPY

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\*Admitted only in Virginia  
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February 26, 2002

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Commissioner for Patents  
Washington, D.C. 20231

**Box Missing Parts**

Re: U.S. Utility Patent Application  
Appl. No. 09/899,569; Filed: July 6, 2001  
For: **Tumorassoziertes Antigen (B345)**  
Inventors: SCHWEIFER *et al.*  
Our Ref: 0652.2280001/EKS/AES

Sir:

In reply to the "Notice to File Missing Parts of Nonprovisional Application--Filing Date Granted," dated October 26, 2001, Applicants submit the following documents for appropriate action by the U.S. Patent and Trademark Office:

1. Fee Transmittal (PTO/SB/17);
2. Petition for Extension of Time under 37 C.F.R. §1.136(a)(1);
3. Copy of the Notice to File Missing Parts;
4. Original Declaration, executed by the inventors;
5. An original executed Power of Attorney from Assignee;
6. Certificate Under 37 C.F.R. § 3.73(b) with copy of Assignment attached;

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7. English translation of Application under 37 C.F.R. §1.52(d)(1) with Verification of Translation attached and including substitute drawings in compliance with 37 C.F.R. §1.84;
8. Submission of Accurate Translation of Provisional Application under 37 C.F.R. § 1.78(a)(5);
9. English translation of U.S. Provisional Application No. 60/297,747, with Verification of Translation attached under 37 C.F.R. §1.78(a)(5);
10. **28** pages of a paper copy of a sequence listing along with a computer readable copy of the sequence listing;
11. Amendment and Submission of Substitute Sequence Listing Under 37 C.F.R. §1.825(a);
12. Submission of Certified Copy of 35 U.S.C. §119(a)-(d) Priority Document in Utility Application;
13. Certified Copy of German Priority Document **DE 101 19 294.0**;
14. Certified Copy of German Priority Document **DE 100 33 080.0**;
15. Our check no. **34313** for **\$1,680.00** to cover:
  - \$740.00** - application filing fee;
  - \$280.00** - multiple claim fee;
  - \$400.00** - two (2) month extension of time fee;
  - \$130.00** - late Declaration surcharge fee; and
  - \$130.00** - English language translation fee; and
16. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. If extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent

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abandonment of the present patent application, then such extensions of time are hereby petitioned, and any fees therefor are hereby authorized to be charged to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Ann E. Summerfield

Agent for Applicants

Registration No. 47,982

EKS/AES:kim:amr

Enclosures

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